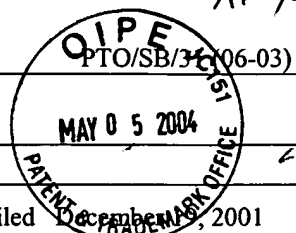


AF/3679/\$

Approved for use through 7/31/2003. OMB 0651-0031

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number  
18872.0114



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on May 3, 2004

Signature

*Martin G. Linihan*

Typed or

Printed Name Martin G. Linihan

In re Application of Anthony Elliott

Application Number 10/026,215

Filed December 11, 2001

For Nut And Seat Assembly For Clamp

Group Art Unit 3679

Examiner A.M. Dunwoody

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ \_\_\_\_\_

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-2442. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor

☐ assignee of record of the entire interest.

(See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record.

Registration number 24,926

☐ attorney or agent acting under 37 CFR 1.34(a)

Registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_

*Martin G. Linihan*

Signature

Martin G. Linihan

Typed or printed name

716-848-1367

Telephone Number

May 3, 2004

Date

NOTE: Signatures of all the inventors of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.

☐ Total of \_\_\_\_\_ forms are submitted.

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MAY 10 2004  
GROUP 3600

<b>PATENT TRANSMITTAL</b> for FY 2004 Effective 10/01/2003. Patent Fees are subject to annual revision. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Approved for use through 07/31/2006, OMB 0651-0032		Application Number 10/026,215	
		Filing Date December 19, 2001		<div style="font-size: 2em; font-weight: bold; transform: rotate(-5deg);">RECEIVED</div> <div style="font-size: 1.5em; font-weight: bold; transform: rotate(-5deg);">MAY 10 2004</div> <div style="font-size: 3em; font-weight: bold; transform: rotate(-5deg);">GROUP 3600</div>	
		First Named Inventor Anthony Elliott			
		Examiner Name A.M. Dunwoody			
		Group/Art Unit 3679		Attorney Docket Number 18872.0114	
TOTAL AMOUNT OF PAYMENT (\$330.00)					

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																									
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None  <input type="checkbox"/> Deposit Account:    Deposit Account Number: <u>08-2442</u> Deposit Account Name: <u>Hodgson Russ LLP</u>  The Director is hereby authorized to (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Charge any fee deficiencies or credit any overpayments <input type="checkbox"/> Charge any additional fees during pendency of this application. <input type="checkbox"/> Charge fees indicated below, except for the filing fee to the above-identified deposit account		<b>3. ADDITIONAL FEES</b> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> <th rowspan="2">Fee Paid</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td>\$</td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td>\$</td> </tr> <tr> <td>1053</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td>\$</td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>1812</td> <td>2,520</td> <td>For filing a request for <i>ex parte</i> reexamination</td> <td>\$</td> </tr> <tr> <td>1804</td> <td>920*</td> <td>1804</td> <td>920*</td> <td>Requesting Publication of SIR prior to Examiner Action</td> <td>\$</td> </tr> <tr> <td>1805</td> <td>1,840*</td> <td>1805</td> <td>1,840*</td> <td>Requesting Publication of SIR after Examiner Action</td> <td>\$</td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td>\$</td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>210</td> <td>Extension for reply within second month</td> <td>\$</td> </tr> <tr> <td>1253</td> <td>950</td> <td>2253</td> <td>475</td> <td>Extension for reply within third month</td> <td>\$</td> </tr> <tr> <td>1254</td> <td>1,480</td> <td>2254</td> <td>740</td> <td>Extension for reply within fourth month</td> <td>\$</td> </tr> <tr> <td>1255</td> <td>2,010</td> <td>2255</td> <td>1,005</td> <td>Extension for reply within fifth month</td> <td>\$</td> </tr> <tr> <td colspan="2"><b>SUBTOTAL (1)</b></td> <td>\$0</td> <td></td> <td>1401</td> <td>330</td> <td>2401</td> <td>165</td> <td>Notice of Appeal</td> <td>\$330</td> </tr> </tbody> </table>						Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - late filing fee or oath	\$	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	\$	1053	130	1053	130	Non-English specification	\$	1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	\$	1804	920*	1804	920*	Requesting Publication of SIR prior to Examiner Action	\$	1805	1,840*	1805	1,840*	Requesting Publication of SIR after Examiner Action	\$	1251	110	2251	55	Extension for reply within first month	\$	1252	420	2252	210	Extension for reply within second month	\$	1253	950	2253	475	Extension for reply within third month	\$	1254	1,480	2254	740	Extension for reply within fourth month	\$	1255	2,010	2255	1,005	Extension for reply within fifth month	\$	<b>SUBTOTAL (1)</b>		\$0		1401	330	2401	165	Notice of Appeal	\$330														
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<b>SUBMITTED BY:</b> Martin G. Linihan    Reg. No. <u>24,926</u> <b>SIGNATURE</b> <b>DATE:</b> May 3, 2004 <b>Telephone:</b> (716) 848-1367		<table border="1" style="width:100%; border-collapse: collapse;"> <tbody> <tr> <td>1809</td> <td>770</td> <td>2809</td> <td>385</td> <td>Filing a submission after final rejection(37 CFR 1.129(a))</td> <td>\$</td> </tr> <tr> <td>1810</td> <td>770</td> <td>2810</td> <td>385</td> <td>For each add'l invention to be examined(37 CFR 1.129(b))</td> <td>\$</td> </tr> <tr> <td>1801</td> <td>770</td> <td>2801</td> <td>385</td> <td>Request For Continued Examination (RCE)</td> <td>\$</td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for Expedited Examination of a design application</td> <td>\$</td> </tr> <tr> <td colspan="4">Other fee (specify) _____</td> <td></td> <td>\$</td> </tr> <tr> <td colspan="4"><b>*Reduced by basic filing fee paid</b></td> <td><b>SUBTOTAL (3)</b></td> <td>\$330</td> </tr> </tbody> </table>						1809	770	2809	385	Filing a submission after final rejection(37 CFR 1.129(a))	\$	1810	770	2810	385	For each add'l invention to be examined(37 CFR 1.129(b))	\$	1801	770	2801	385	Request For Continued Examination (RCE)	\$	1802	900	1802	900	Request for Expedited Examination of a design application	\$	Other fee (specify) _____					\$	<b>*Reduced by basic filing fee paid</b>				<b>SUBTOTAL (3)</b>	\$330																																																																
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Martin G. Linihan  
Name

Signature

May 3, 2004  
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922526